

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

LeRoy Koppendrayner
Ellen Gavin
Marshall Johnson
Phyllis A. Reha
Gregory Scott

Chair
Commissioner
Commissioner
Commissioner
Commissioner

Northern States Power Company's Petition for
Review of its 1999 All Source Request For
Proposals

ISSUE DATE: June 2, 2003

DOCKET NO. E-002/M-99-888

ORDER DENYING RECONSIDERATION

PROCEDURAL HISTORY

On March 18, 2003, the Commission issued its ORDER DECLINING TO RECONSIDER FEBRUARY 7, 2001 ORDER, FINDING CONTESTED CASE UNWARRANTED, AND APPROVING XCEL'S POWER PURCHASE AGREEMENT WITH MANITOBA HYDRO.

On April 7, 2003, the Pimicikamak Cree Nation (PCN) filed a petition for reconsideration and rehearing. The petition requested that the Commission either accept the specific monitoring and reporting requirements proposed by PCN or reconsider the decision to deny a contested case in this matter.

On April 17, 2003 Xcel Energy filed reply comments to the petition for reconsideration and rehearing. Xcel Energy recommended the Commission deny the PCN petition.

On April 17, 2003 the Nisichawayasihk Cree Nation (NCN) filed comments in response to the petition for reconsideration. The NCN recommended that the Commission deny the petition for reconsideration without holding a hearing.

On April 17, 2003 Manitoba Hydro (MH) filed response comments to the petition for reconsideration and rehearing. Manitoba Hydro requested that the Commission deny PCN's petition in this matter.

On April 28, 2003 Split Lake Cree First Nation (Split Lake) filed comments in reply to the PCN's petition for reconsideration. Split Lake recommended the Commission deny the petition.

The Commission met on May 22, 2003 to consider this matter.

FINDINGS AND CONCLUSIONS

The Commission has reviewed the record and considered the filings of all parties. The Commission finds that PCN's petition raises no new issues, does not point to new and relevant evidence, does not expose errors or ambiguities in the Commission's March 18, 2003 Order, and does not otherwise persuade the Commission that it should rethink its Order.

The Commission concludes that its March 18, 2003 Order is consistent with the facts, the law, and the public interest, and therefore will deny PCN's petition for reconsideration.

ORDER

1. PCN's petition for reconsideration and rehearing, filed April 7, 2003, is denied.
2. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Burl W. Haar
Executive Secretary

(S E A L)

This document can be made available in alternative formats (i.e., large print or audio tape) by calling (651) 297-4596 (voice), (651) 297-1200 (TTY), or 1-800-627-3529 (TTY relay service).